

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARCUS WASHINGTON,
Petitioner
v.
WARDEN WILLIAM GITTERE, *et al.*,
Respondent

Case No. 3:19-cv-00256-MMD-CSD
ORDER

11 This is a habeas corpus action under 28 U.S.C. § 2254. Before the Court is
12 Petitioner Marcus Washington's Status Report Concerning Discovery. (ECF No. 95
13 ("Report").) In his Report, Washington states that he is not pursuing any further discovery
14 after his latest discovery efforts ended up fruitless. (*Id.* at 2.)

15 This Court previously postponed the deadline for filing an answer until after
16 completion of discovery. (ECF No. 89.) Due to Washington's Report, this Court finds it
17 necessary to reinstate the briefing schedule announced in its order granting Respondents'
18 motion to dismiss, in part. (ECF No. 66.)

19 It is therefore ordered that, within 60 days of the date of entry of this order,
20 Respondents must file an answer addressing all claims in the amended petition on the
21 merits, under a *de novo* standard of review as to ground 3, and also addressing whether
22 ground 3 is barred by procedural default under federal law.

23 It is further ordered that Washington will have 30 days from service of the answer
24 within which to file a reply.

DATED THIS 16th Day of August 2022.

MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE